IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI

THE ACTING CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION No. 12616 of 2005

Between:

M.V.Vinod Prasad, S/o.M.S.Venkata Ramana,

Aged 27 years, Occ:Business,
No.51 Bye Pass Road, Vellore,Tamilnadu State.

..... PETITIONER

AND

1. The Deputy Transport Commissioner & Secretary, Regional Transport Authority, Chittoor.
2. The Motor Vehicles Inspector, Check Post, Palamner, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Mandamus declaring the seizure and continued detention of petitioner vehicle seized vehicle Engine No.483DL 41ERO 734 65 and Chasis No.385003ERO 912757 (Diesel) under vehicle check report C. No.1809024, dt.23-05-2005 by 2nd respondent as arbitrary illegal, improper, unjust and without jurisdiction and consequently direct the respondent to release the petitioner vehicle Engine No.483DL 41ERO 734 65 and Chasis No.385003ERO 912757 (Diesel) forthwith to the petitioner and pass such other necessary order or orders.

Counsel for the Petitioner: Mr. RAJENDRA BUSSA

Counsel for the Respondents: GP FOR TRANSPORT

The Court at the stage of admission made the following :

ORAL ORDER:

(per Honourable Sri Bilal Nazki, the Acting Chief Justice)

Heard learned counsel for the petitioner and the learned Government Pleader for Transport for respondents and with their consent, the Writ Petition is disposed of with direction that on payment of tax due, the vehicle be released in favour of the owner. The vehicle shall not be alienated during the pendency of the enquiry.

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BILAL NAZKI, ACJ.

15.6.2005.

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G.CHANDRAIAH, J.

VR.

To

1. The Deputy Transport Commissioner & Secretary, Regional Transport Authority, Chittoor.
2. The Motor Vehicles Inspector, Check Post, Palamner, Chittoor District.

3. Two CCs to Government Pleader for Transport, High Court Buildings, Hyderabad (OUT).

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